



1FW RCE\$

Atty. Dkt. No. 030231-0158

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Adel PENHASI et al.  
Title: PHARMACEUTICAL COMPOSITIONS CONTAINING  
VENLAFAXINE  
Application No.: 10/532,407  
International Filing Date: 10/23/2003  
371(c) Date: 04/22/2005  
Examiner: Nissa M. WESTERBERG  
Art Unit: 1618  
Confirmation No.: 9132

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

**Submission required under 37 C.F.R. §1.114**

**Enclosed is a Submission Under 37 C.F.R. § 1.114(c).**

06/15/2009 JADD01 00000009 10532407

01 FC:1001  
02 FC:1251

810.00 OP  
130.00 OP



The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
<b>RCE Fee 1.17(e):</b>				<b>\$810.00</b>	<b>= \$810.00</b>
Total Claims:	102	- 102	= 0	x \$52.00	= \$0.00
Independents	8	- 8	= 0	x \$220.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$390.00	= \$0.00
<b>CLAIMS FEE TOTAL:</b>					<b>= \$810.00</b>

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Extension for response filed within the first month:	\$130.00	1	\$130.00
[ ] Extension for response filed within the second month:	\$490.00		\$0.00
[ ] Extension for response filed within the third month:	\$1,110.00		\$0.00
[ ] Extension for response filed within the fourth month:	\$1,730.00		\$0.00
[ ] Extension for response filed within the fifth month:	\$2,350.00		\$0.00
EXTENSION FEE SUBTOTAL:			\$130.00
EXTENSION FEE ALREADY PAID:			- \$0.00
EXTENSION FEE TOTAL			\$130.00
CLAIMS AND EXTENSION FEE TOTAL:			\$940.00
[ ] Small Entity Fees Apply (subtract ½ of above):			\$0.00
[ ] Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:			\$940.00

**A credit card payment form in the amount of \$940.00 to cover the RCE filing fee and a Petition for a one month extension of time is enclosed.**

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

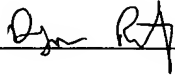



Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date June 12, 2009

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5483  
Facsimile: (202) 672-5399

By  RA Ry # 59,349

 Richard C. Peet  
Attorney for Applicant  
Registration No. 35,792